

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

IN RE WELLBUTRIN SR/ZYBAN
ANTITRUST LITIGATION

)
) Master File No. 02-CV-4398
)
)

THIS DOCUMENT RELATES TO:

Case No.

NOTICE OF DISMISSAL

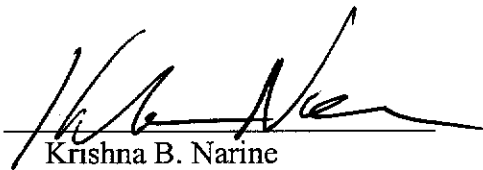
Pursuant to Fed. R. Civ. P. 41(a)(1)(i), plaintiff Jeffrey Ettinger voluntarily dismisses his claims against defendants, without prejudice. In support of this dismissal, plaintiff states the following:

1. No party, including Mr. Ettinger, has entered into any settlement or other agreement with respect to the claims set forth in his Class Action Complaint or the Consolidated Class Action Complaint;
2. This stipulation is without prejudice as to the claims asserted by the remaining class representatives in In re Wellbutrin SR/Zyban Antitrust Litigation, Master File No. 02-CV-4398, which is currently before this Court and which asserts the same claims on behalf of the remaining members of the putative class as this action; and
3. A motion for class certification is not pending, and a class has not been certified.

Dated: 7/1/2003

Respectfully submitted,

By:



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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

IN RE WELLBUTRIN SR/ZYBAN
ANTITRUST LITIGATION

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ALL ACTIONS

ORDER

AND NOW, this, day of , 2003, upon consideration of plaintiff Jeff Ettinger's Notice of Dismissal of claims against defendants, pursuant to Fed. R. Civ. P. 41(a)(1)(I), it is hereby ordered that Jeff Ettinger's Notice of Dismissal is APPROVED and his claims against defendants are DISMISSED in their entirety without prejudice.

BY THE COURT:

U.S.D.J.

CERTIFICATE OF SERVICE

I, Krishna B. Narine, hereby certify that on July 1, 2003 I caused to be sent a true and correct copy of Plaintiff Jeffrey Ettinger's Notice of Dismissal via electronic mail to:

Amy Ralph Mudge (amy_mudge@aporter.com)
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ARNOLD & PORTER

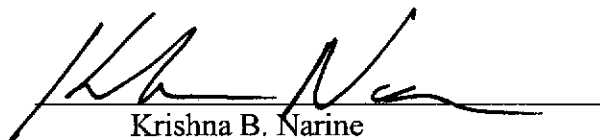
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and via First-Class Mail postage prepaid to all counsel set forth on the attached service list.



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